



PATENT
2018721-VM7010742001

To: Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450



NEW APPLICATION TRANSMITTAL - UTILITY

Sir:

Transmitted herewith for filing is a **utility** patent application:

Inventor(s): Edward J. Seppi and John Pavkovich

Title: **RADIATION PROCESS AND APPARATUS**

PAPERS ENCLOSED HEREWITH FOR FILING UNDER 37 CFR § 1.53(b):

- 36 Page(s) of Written Description
10 Page(s) Claims
1 Page(s) Abstract
6 Sheets of Drawings ☒ Informal ☐ Formal

1. ADDITIONAL PAPERS ENCLOSED IN CONNECTION WITH THIS FILING:

- ☒ Declaration
☐ Power of Attorney ☐ Separate ☐ Combined with Declaration
☒ Assignment to VARIAN MEDICAL SYSTEMS TECHNOLOGIES, INC.
and assignment cover sheet
☐ Certified Copy of Priority Document No(s): _____
☐ Information Disclosure Statement w/PTO 1449 ☐ Copy of Citations
☐ Preliminary Amendment
☒ Request and Certification under 35 U.S.C. § 122(b)(2)(B)(i). Applicant must
attach form PTO/SB/35
☒ Return Postcard
☒ Other: Petition to Make Special Under 37 C.F.R. 1.102(c)

CERTIFICATE OF MAILING
(37 C.F.R. §1.10)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as 'Express Mail Post Office To Addressee' in an envelope addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

EV 348161226 US
Express Mail Label No.

September 5, 2003
Date of Deposit

Carolyn Tobias
Name of Person Mailing Paper

Carolyn Tobias
Signature of Person Mailing Paper

2. PRIORITY

☒ Priority of application Serial No. 60/416,022 filed on October 4, 2002 in the U.S. Patent and Trademark Office is claimed under 35 U.S.C. § 119.

3. THE FILING FEE HAS BEEN CALCULATED AS SHOWN BELOW:

☐ Applicant claims small entity status pursuant to 37 CFR § 1.27

BASIC FILING FEE:						\$750.00
Total Claims	53	-	20	=	33	x \$18.00 \$594.00
Independent Claims	8	-	3	=	5	x \$84.00 \$420.00
Multiple Dependent Claims	\$280	(if applicable)				<input type="checkbox"/> \$0.00
TOTAL OF ABOVE CALCULATIONS						\$1,764.00
Reduction by ½ for Filing by Small Entity, if applicable, as asserted above. Note 37 CFR §§ 1.9, 1.27, 1.28.						<input type="checkbox"/> \$0.00
Misc. Filing Fees (Recordation of Assignment -- \$40)						\$40.00
TOTAL FEES DUE HERewith						\$1,804.00

4. METHOD OF PAYMENT OF FEES

- ☐ A check in the amount of _____.
- ☒ Charge Bingham McCutchen's Deposit Account No. **50-2518**, referencing **billing no. 7010742001** in the amount of **\$1804.00**.
- ☐ This application is being filed without fee or Declaration under 37 CFR § 1.53.

5. AUTHORIZATION TO CHARGE FEES

The Commissioner is authorized to credit any overpayment and to charge any underpayment to Bingham McCutchen's Deposit Account No. **50-2518**, referencing **billing no. 7010742001** for the following:

- ☒ 37 CFR § 1.16 – (Filing fees and excess claims fees)
- ☒ 37 CFR § 1.17 – (Any application processing fees)
- ☐ 37 CFR § 1.21 – (Assignment recording fees)

6. CORRESPONDENCE ADDRESS

Please send all correspondence to Customer Number 23639:

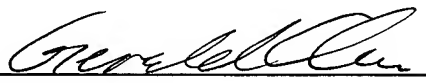
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Please direct all inquiries to Peter C. Mei, at the above customer number.

Respectfully submitted,

BINGHAM McCUTCHEN LLP

Dated: 9/9/03

By: 
Gerald Chan
Reg. No. 51,541

**REQUEST AND CERTIFICATION
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor

Edward J. Seppi

Title

RADIATION PROCESS AND APPARATUS

Attorney Docket No.

2018721-7010742001; 01- 005US

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

September 5, 2003

Date



Signature

Gerald Chan, Reg. No. 51,541

Type or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application to be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hours Statement: This collection of information is requested by 37 CFR 1.213(a). This information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.